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7 PROVIDENT LIFE & ACCIDENT
INSURANCE COMPANY
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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 CYNTHIA MENDEZ,

15 Plaintiff,

16 vs.

17 UNUM PROVIDENT CORPORATION;
18 PROVIDENT LIFE & ACCIDENT
INSURANCE COMPANY,

19 Defendants.
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Case No. C04 01312 JW

**STIPULATION TO CONTINUE THE
LAST DAY TO HEAR DISPOSITIVE
MOTIONS AND FOR A LIMITED
EXTENSION OF THE DISCOVERY
CUT-OFF**

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28 STIPULATION TO CONTINUE THE LAST DAY TO HEAR DISPOSITIVE
MOTIONS AND FOR A LIMITED EXTENSION OF THE DISCOVERY CUT-
OFF

CASE NO. C04 01312 JW

1 Plaintiff Cynthia Mendez and defendants UnumProvident Corporation and Provident Life &
2 Accident Insurance Company, through their counsel of record, stipulate to the following changes to
3 this Honorable Court's November 11, 2004, Scheduling Order:

4 The last day for hearing dispositive motions, originally set for August 29, 2005, is continued
5 to October 17, 2005 (or to a date in mid October convenient for the Court's calendar).

6 The close of discovery, originally set for July 1, 2005 is modified to permit the following
7 depositions:

8 Dr. Edward Damore on July 12, 2005;


9 Cynthia Mendez on July 14, 2005; and

10 Stephen Prater on a date to be determined in July, 2005.

11 KELLY, HERLIHY, & KLEIN LLP

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13 Dated: June 3, 2005

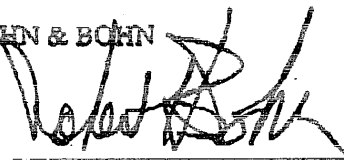
14 By


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AND PROVIDENT LIFE & ACCIDENT
INSURANCE COMPANY

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17 BOHN & BOHN

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19 Dated: June 8, 2005


20 By


Robert Bohn
Attorney for Plaintiff
CYNTHIA MENDEZ

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23 FRIEDMAN, RUBIN & WHITE

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25 Dated: June 15, 2005

26 By


Jeffrey K. Rubin
Attorney for Plaintiff
CYNTHIA MENDEZ

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STIPULATION TO CONTINUE THE LAST DAY TO HEAR DISPOSITIVE MOTIONS AND FOR A LIMITED
EXTENSION OF THE DISCOVERY CUT-OFF

Case No. C04 01312 JW

ORDER

In consideration of the stipulation signed by the parties and good cause appearing, it is hereby ordered that:

The last day to hear dispositive motions is continued to October 17, 2005.

The discovery cut-off date of July 1, 2005, is continued for the limited purpose of conducting the depositions of: Dr. Edward Damore on July 12, 2005; Cynthia Mendez on July 14, 2005; and Stephen Prater on a date to be determined in July, 2005.

IT IS SO ORDERED.

Dated: June 15, 2005

/s/ JamesWare
Judge of the United States District Court
Northern District of California

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